

BROOKINGS COUNTY COMMISSION MEETING

Tuesday, November 23, 2004

The Brookings County Board of County Commissioners met in regular session on Tuesday, November 23, 2004, with the following members present: Deanna Santema, Dennis Falken, Donald Larson, Mary Negstad, and Emil Klavetter. Also present: Stephanie Vogel, Kelly Bakken, Robert Hill, Ted Eggebraaten, Todd Struwe, Joyce Dragseth, Vicki Buseth, Gary Heldt, Wm. Mark Kratochvil, Clyde Calhoon, Jim Schade, Stacy Steffensen, Martin Stanwick, Jeff Lee, Shay Lunam, Cole Palmer, Shawn Schmidt, Ashley DeKraai, Meghan Doescher, Shawn Nordbye, Ashley Nordbye, Thomas Dunn, Aaron Stern, Geoff Schleicher, John Andrews, April Knutson, and Brian Eclov.

CALL TO ORDER

Chairperson Santema called the meeting to order.

CONSENT AGENDA

Chairperson Santema declared the Consent Agenda approved with no objection from the board. The Consent Agenda consisted of the agenda for the November 23, 2004 Commission Meeting, and the minutes from the November 16, 2004 Commission Meeting. Welfare Matters: Case # 04-135 for rent was approved and Case # 04-137 for rent was approved.

ROUTINE BUSINESS

Motion by Klavetter, seconded by Falken, to approve the following claims. Roll Call Vote: Larson "Aye," Negstad "Aye," Falken "Aye," Klavetter "Aye," Santema "Aye." Motion passes. All Pack Batteries, batteries \$161.64; Allied Oil & Supply, tires \$472.72; Amoco Oil Co, gas \$24.76; AT&T, telephone \$163.01; City of Aurora, RR crossing upgrade \$5,000.00; Avera Bkgs Medical, medical \$37.95; Eugene Beckman & Sons, parts \$32.49; Bowes Construction, RR track work \$12,228.06; Bkgs Area Transit, blacktop lot \$2,500.00; Bkgs Area Chamber, leadership class \$400.00; Bkgs City, utilities/landfill \$701.26; Bkgs Co 4-H Leaders, meeting \$287.00; Bkgs Co Treasurer, title/plates/postage \$68.00; Bkgs Register, public notice/ads \$66.12; Bkgs Plumbing, repair \$168.81; Bruce Fire Dept, supplies \$466.94; Brutty's Underground Sprinkler, winterize sprinkler system \$50.00; Buhl's Cleaners, rugs/rental \$61.80; Butler Machinery, snow wing \$13,261.00; Carquest Auto, cable/lamps \$282.08; Cellular One, phone/case \$89.98; Central Business, supplies/maintenance \$792.15; Channing Bete Co, instructor manual \$43.50; Clarey's Safety Equip, siren/speaker/survey meter \$1,727.00; Cook's Recycling, commercial service \$246.45; Credit Bureau of Sioux Falls, skip tracing \$12.00; Cretex Concrete West Inc, box culvert \$21,247.00; Darin's Auto Body & Glass, car repair \$2,220.70; Dept of Legislative Audit, audit \$9,336.20; Joyce Dragseth, mirror/keys \$27.21; Drake Equip, control knob \$20.62; Ecowater Systems, softener salt \$66.50; Elite Business Systems, copier maintenance/ink \$130.55; Emergency Education, training \$255.00; LG Everist, gravel/rip-rap \$2,689.68; Falcon Assoc, advertise position \$45.00; Dennis Falken, mileage \$26.88; Family Foot Clinic, medical \$307.01; Farm & Home Publishers, plat books \$2,237.75; Fergen's, alterations \$7.50; Festival of Lights, donation \$500.00; First Nat'l

Bank Mastercard, gas/motel \$243.02; First Nat'l Bank, payment \$82,730.00; Fishback Insurance Agency, notary bond \$75.00; Robert G Fite, CAA \$6,928.65; Foerster Wholesale, janitorial supplies \$249.45; Fox, Youngberg, & Lewno, MI hearings \$169.88; G&K Services, laundry service \$177.13; Alan Glover, CAA \$540.00; Harold's Printing, forms/envelopes \$276.50; Harold's Photo, photo finishing \$33.26; Tim Hogan, CAA \$370.22; Homestead Do-It Center, cabinet/parts \$181.09; Justin Hyde, CAA \$972.00; Hy-Vee, inmate meals/supplies \$11,557.15; IBM, maintenance \$1,330.02; Index Stationers, supplies \$25.48; Integrated Business Solutions, technology service \$3,910.00; Inter-Tel Datanet, consulting fee \$250.00; Intoximeters, mouthpiece \$208.00; Randy Jensen, meeting/mileage \$33.96; Mary Kidwiler, meeting/mileage \$33.00; Darrel Kleinjan, meeting/mileage \$37.16; Knapp Electric, repair \$80.82; Duane Knutson, meeting/mileage \$27.88; L&L Parts, parts \$165.73; Lewis & Clark Mental, MI hearings \$130.00; LexisNexis Matthew Bender, books \$110.00; Light & Siren, lights \$184.73; Linweld, welding supplies \$190.84; Lyle's Signs, signs \$408.70; ME McCann, CAA \$2,023.46; Donald McCarty, CAA \$174.57; M&T Medical, medical supplies/bags \$2,547.00; Bob Mans, meeting/mileage \$30.12; Martin's Oil, diesel fuel \$914.68; Mastercard, parking/motel \$566.81; Medtox Diagnostics, drug tests \$356.97; Mid-America, Research, supplies \$107.84; Mills & Miller, deicing salt \$984.43; Nat'l 4-H Council, 4-H supplies \$75.65; Mary Negstad, mileage \$48.00; Nancy Nelson, CAA \$230.40; Nielsen's, rockers \$27.20; NWPS, utilities \$921.60; Sean O'Brien, CAA \$312.31; Office Systems, supplies/maintenance \$691.16; Ohm's Appliance, refrigerator \$450.00; Mike Olson, meeting/mileage \$39.08; Perkins Storage & Transfer, moving fees \$1,326.75; Planning Journal, subscription renewal \$45.00; Pro-Action, pants \$205.42; Qwest, database \$300.21; Radio Shack, antennae \$12.49; Reliance Telephone, phone cards \$2,000.00; Rick Ribstein, CAA \$911.40; Robert Rochel, meeting/mileage \$35.56; Running's Big R, supplies \$62.72; Layne Saathoff, meeting/mileage \$39.72; Sam's Club, supplies \$192.47; Terry Schwenk, rent \$225.00; SDSU Workstudy, workstudy \$38.26; Shephardson's Hardware Hank, paint brush \$2.59; Sioux Falls Two Way Radio, parts/repair \$490.16; Sioux Valley Energy, utilities \$798.00; Steve Smith, meeting/mileage \$41.00; Staff Search, temporary help \$787.80; Sturdevant's Auto, supplies \$294.35; Swiftel Center, upkeep \$2,500.00; Verle Thompson, rent \$350.00; Thrifty White, medicine \$768.54; Turning Point, foster care \$3,780.00; Velvet Uniforms, mace/buckle \$158.00; Verizon, telephone \$237.75; Terry Vlasman, CAA \$329.43; WW Tire Service, repair \$80.60; Wagner Real Estate, inspection fees \$3,300.00; Wal-Mart, supplies \$161.06; West Group, law books \$211.00; Terry Wieczorek, CAA \$101.37; Yankton Co Treasurer, MI hearings \$91.05; Young Door Service, service doors \$136.00; Election Worker: Yvonne Fetzer \$15.00.

Zoning and Drainage Director, Robert Hill met with the board to discuss Zoning matters, Technology, GIS Day, and upcoming Public Hearings.

Highway Superintendent, Ted Eggebraaten met with the board to give a bridge and culvert update, and to present the bid for Structure BRO 8006 (31) PCN 5737.

Motion by Negstad, seconded by Falken, to award Nolz Dragline & Construction Inc., of Sioux Falls, SD the low bidder of four (4) with the proposal of \$187,937.40 for Item 2 of the November 16, 2004 bid letting for: BRO 8006(31) PCN 5737 Brookings County Structure and Approach Grading. Roll Call Vote: Negstad "Aye," Falken "Aye," Klavetter "Aye," Larson "Aye," Santema "Aye." Motion passes.

Emergency Management Director, Todd Struwe met with the board to discuss the Equipment Grant and upcoming meetings.

Director of Equalization, Joyce Dragseth met with the board to discuss the office moving, Building Permits, Sales Analysis, GIS needs, the Commercial Review, and the 1921 Building Parking Lot.

Treasurer, Vicki Buseth met with the board to discuss Delinquent Taxes and to distribute the October 2004 Treasurer's Report.

Weed and Pest Supervisor, Gary Heldt met with the board to discuss the District Weed Board meeting, the gopher program, upcoming conferences, and to update the board on the Grant program.

Motion by Falken, seconded by Negstad, to approve the following Automatic Supplement for unanticipated expenses incurred and reimbursement made to Brookings County. Department: Emergency Management; Amount: \$8,105.00; Reason: Program funding for DOJ/OJP Equipment - 2003 Part II Grant; Receipt # 89676; Line #22600X4296222. Roll Call Vote: Falken "Aye," Klavetter "Aye," Larson "Aye," Negstad "Aye," Santema "Aye." Motion passes.

Motion by Klavetter, seconded by Negstad, to approve the following Automatic Supplement for unanticipated expenses incurred and reimbursement made to Brookings County. Department: 301 Building Fund; Amount: \$2,624.84; Reason: Reimbursement for work completed on the 1921 Building Parking Lot on behalf of 1921, LLC; Receipt # 89695; Line #30100X4281161. Roll Call Vote: Klavetter "Aye," Larson "Aye," Negstad "Aye," Falken "Aye," Santema "Aye." Motion passes.

EXECUTIVE SESSION

Motion by Negstad, seconded by Klavetter, to go into executive session at 9:02am. Roll Call Vote: Larson "Aye," Negstad "Aye," Falken "Aye," Klavetter "Aye," Santema "Aye." Motion passes. Chairperson Santema declared executive session over at 9:44am. Reason - Legal/Personnel Matters. No action at this time.

PUBLIC HEARING

As scheduled, a public hearing was held at 9:30am for renewal applications for Alcoholic Liquor License within the County of Brookings, outside of the municipality for the 2005 licensing period. Chairperson Santema opened the discussion by calling for comments from both proponents and opponents. Motion by Falken, seconded by Larson, to approve and authorize Chairperson Santema to sign the 2005 Uniform Alcoholic Beverage License Applications for the following applicants listed below. Role Call Vote: Negstad "Aye," Falken "Aye," Klavetter "Aye," Larson "Aye," Santema "Aye." Motion passes.

NOTICE OF PUBLIC HEARING
UPON APPLICATIONS
FOR SALE OF ALCOHOLIC BEVERAGES

NOTICE IS HEREBY GIVEN that the Board of County Commissioners in and for the County of Brookings, in the City of Brookings, South Dakota, on the 23rd day of November 2004, at the hour of 9:30 a.m. in the Commission Chambers of the Brookings County Courthouse, will meet in regular session to consider the following applications for Alcoholic Liquor License to operate outside of the municipality for the Year 2005 licensing period, which have been presented to the Board of County Commissioners and filed in the County Auditor's office.

| <u><i>Applicant</i></u> | <u><i>Legal Description/Addresser</i></u> | <u><i>Type of License</i></u> |
|-------------------------|---|-------------------------------|
|-------------------------|---|-------------------------------|

| | | |
|--|--|-------------------|
| Arlington Beach Resort (Gary Cooper) | Tract—Lots 1,2,3,6,7,8 in the Subdivision of Lot 1 and Outlot "B" Lake Poinsett Heights in Sec 5-112-52; Tract 2— Outlots "A" and "B" except that portion of Outlot "B" as shown on Plat of Subdivision of Lot 1 and Outlot "B" records in Plat Book 4 page 33 in Sec 5-112-52; Tract 3— Lots 41 & 42 of the First Addition Lake Poinsett Heights Subdivision in Government Lot 2, T112, R52 W of the 5 th PM | Retail On-Sale |
| Brookings Country Club | Govt Lots 8-9 and OL "B" in SE ¼ Sec 28-109-50, 82.72 acres Class "XC" and E ½ SE ¼ exc OL "B" and Exc Country Club Addn (Inc Country Club Drive), 64.70 acres Class "XC" | Retail On-Sale |
| Danceland Campground (Beach Bums Inc) | Unplatted area in Govt Lot 2 exc S 50' exc E 550' McClemans Subdivision NW ¼ Sec 33-109-50 in Medary Township | Retail On-Sale |
| Meadow Creek Golf Club | N 444' of S 380" of N 824' exc W 420' of N 720" of W ½ of the W ½ of the SE ¼ Section 23-110-51, excluding platted area, Volga Township 5.54 acres | Retail On-Sale |

NOTICE IS FURTHER GIVEN that any person, persons, or their attorney may appear and be heard at said scheduled public hearing, who are interested in the approval or rejection of any such application.

Dated at Brookings, South Dakota, this 11th day of November, 2004.

Janet Willmott, County Auditor

REGULAR BUSINESS

States Attorney, Clyde Calhoon and Deputy States Attorney, Wm. Mark Kratochvil met with the board to discuss the office move and the purchase of office furniture and equipment.

Jim Schade, Chairperson of The Highway 14 Scenic Byway Committee met with the board to discuss and present a Resolution in support of promoting the Highway 14 Scenic Byway. Motion by Klavetter, seconded by Negstad, to approve and authorize Chairperson Santema to sign Resolution # 04-53 a Resolution in Support of Promoting the Scenic Byway along US Highway 14 from the Minnesota/South Dakota Stateline to Iroquois, SD. Roll Call Vote: Falken "Aye," Klavetter "Aye," Larson "Aye," Negstad "Aye," Santema "Aye." Motion passes.

Resolution # 04-53

**A RESOLUTION IN SUPPORT OF PROMOTING THE SCENIC BYWAY ALONG US HIGHWAY
14 FROM THE MINNESOTA/SOUTH DAKOTA STATELINE TO IROQUOIS, SD
(historically know as the black and yellow trail)**

WHEREAS, Brookings County and its residents recognize the importance of the promotion of tourism within our County and the surrounding areas;

WHEREAS, being designated as a scenic byway will help to attract more travel and visitation to our area;

WHEREAS, the proposed scenic byway route would strengthen the link between the communities throughout Brookings County;

NOW THEREFORE BE IT RESOLVED, that Brookings County does support and endorse the proposed scenic byway route.

Dated this 23rd day of November, 2004.

Deanna Santema, Chairperson
Brookings County Commission

ATTEST:

Janet Willmott, Auditor
Brookings County

Commission Assistant/Human Resource Director, Stephanie Vogel met with the board to discuss and present the 2005 Union Contracts.

Motion by Falken, seconded by Klavetter, to ratify and authorize Chairperson Santema sign the 2005 Agreement By & Between the General Drivers & Helpers Union Local 749 (Affiliated with the International Brotherhood of Teamsters) and the Brookings County Highway Department. Roll Call Vote: Klavetter "Aye," Larson "Aye," Negstad "Aye," Falken "Aye," Santema "Aye." Motion passes.

Motion by Negstad, seconded by Falken, to ratify and authorize Chairperson Santema sign the 2005 Agreement By & Between the General Drivers & Helpers Union Local 749 (Affiliated with the International Brotherhood of Teamsters) and the Brookings County Sheriff's Department. Roll Call Vote: Larson "Aye," Negstad "Aye," Falken "Aye," Klavetter "Aye," Santema "Aye." Motion passes.

Commission Assistant/Human Resource Director, Stephanie Vogel met with the board to discuss Personnel Matters, Conference update, the Day after Thanksgiving Office Closings, Budget and Contingency Items, Technology, the GIS Position, Voluntary Board Appointments, and Flowers for the Art Graslie Funeral.

COMMISSIONER'S OPEN DISCUSSION

Commissioner Negstad reported on the ICAP Board meeting, Domestic Abuse Shelter Board meeting, the Extension Legislative Update, the 'What Future Brookings' meeting, and the 1921 Building Open House.

Commissioner Falken reported on the 1921 Building Open House, the Workers Compensation Board of Trustees meeting, and the Extension Legislative Update.

Commissioner Klavetter reported on the 1921 Building Open House, the Extension Legislative Update, the 'What Future Brookings' Luncheon, and the Optimist Club Youth in Government Day Breakfast.

Commissioner Santema reported on the 1921 Building Open House, the LEPC meeting, the Extension Legislative Update, and the 'What Future Brookings' Luncheon.

Be it noted, the board discussed a display case for the Conference Room, the grant for Conference Room Sound System, and the 1921 Building Open House.

Chairperson Santema introduced the board to the Optimist Club Youth in Government Class.

EXECUTIVE SESSION

Motion by Negstad, seconded by Larson, to go into executive session at 11:05am. Roll Call Vote: Negstad "Aye," Falken "Aye," Klavetter "Aye," Larson "Aye," Santema "Aye." Motion passes. Chairperson Santema declared executive session over at 11:45am. Reason - Personnel Matters. No action at this time.

ADJOURNMENT

Chairperson Santema declared the meeting adjourned until 8:30am Tuesday, November 30, 2004.

It is the policy of Brookings County, South Dakota, not to discriminate against the Handicapped in Employment or the Provision of Service. The County of Brookings is responsive to requests for communication aids and the need to provide appropriate access, and will provide alternative formats and accessible locations consistent with the Americans With Disabilities Act.

Kelly Bakken
Deputy Auditor
Brookings County Auditor's Office